

DEPARTMENT OF LAW



PUBLIC BUILDING
WILMINGTON, DELAWARE 19801

February 4, 1972

William Poole, Esquire
Potter, Anderson & Corroon
Delaware Trust Building
Wilmington, Delaware 19801

Re: Land Redevelopment Company

Dear Bill:

This letter is being written for the purpose of expressing the County's understanding of the arbitration award in the above captioned matter. As you well know, one of the issues presented to the arbitrators was which party is to be responsible for corrective actions which might now or hereafter have to be taken in connection with the landfill.

It is the County's understanding that aside from the monetary award, Ward is responsible for correcting the existing conditions and for making any corrective action which may be required now or hereafter. Corrective actions presently required include the following:

1. Draining pond 4 which has been placed on top of the landfill and regrading the area in such a way that the area no longer accumulates water;
2. Ward is responsible for regrading the area around the scale-house in such a way that water no longer accumulates there;
3. All water-soaked gravel should be removed on top of the landfill and none placed thereon in the future. Any future problems concerning increased leachate production resulting from incorrect use of the landfill shall be Ward's responsibility.

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Will you please sign the enclosed copy of this letter confirming this understanding and return it to me. Upon receipt of this letter and the executed General Release enclosed herewith, the County will forthwith pay the amount due pursuant to the arbitration award.

Yours truly,

Bill

William H. Uffelman
Assistant County Attorney

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Enclosures

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